## UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

GILBERT JAMES	)
SUSAN CHANDLER THERESA HOOD	)
ADEDAYO PETERSON	Civil Action No. 3:12-cv-902-REP
JOYCE RIDGLEY, on behalf of	)
themselves and all others similarly situated,	)
	) Judge: The Hon. Robert E. Payne
Plaintiffs,	)
	)
V.	)
EXPERIAN INFORMATION SOLUTIONS, INC.,	)
Defendant.	)
	) )

## AGREED SUPPLEMENTAL SCHEDULING ORDER

Pursuant to Federal Rule of Civil Procedure 26(f), as well as the Court's April 17, 2013

Order, counsel for the parties have conferred to develop a proposed supplemental discovery plan.

The parties have agreed upon the discovery plan set forth herein.

The parties will conduct discovery in two phases. Phase I includes discovery of the named Plaintiffs' claims, class certification, and willfulness of any alleged Fair Credit Reporting Act ("FCRA") violation. The deadlines for the close of Phase I discovery, class certification motions, and summary judgment motions are set forth on the next page.

Upon completion of Phase I and disposition of such motions, and to the extent that the case is not thereby dismissed, the Court shall set a supplemental Scheduling Conference. Phase II discovery shall thereafter take place to the extent necessary. Issues reserved for Phase II

include all remaining issues, such as Plaintiffs' claimed actual damages and whether Defendant violated the FCRA with respect to unnamed class members.

The following deadlines shall apply in Phase I of this case:

<u>Activity</u>	<u>Deadline</u>
Deadline for Parties to serve Fed. R. Civ. P. 26(a)(1) disclosures with respect to the issues subject to discovery in Phase I	May 15, 2013
Deadline for amending the Complaint	June 18, 2013
Deadline for Phase I expert disclosures by Plaintiffs	July 15, 2013
Deadline for any Phase I expert disclosures by Defendants	July 31, 2013
Deadline for rebuttal expert disclosures	August 15, 2013
Close of Phase I discovery	October 1, 2013
Deadline for parties to file motions for summary judgment based upon Phase I discovery	October 21, 2013
Deadline for Plaintiff to file a motion seeking class certification	October 21, 2013
Deadline for memoranda in opposition to: (a) motions for summary judgment based upon Phase I discovery; and (b) motion seeking class certification	November 21, 2013
Deadline for reply memoranda in support of: (a) motions for summary judgment based upon Phase I discovery; and (b) motion seeking class certification	December 5, 2013
Hearing on: (a) motions for summary judgment; and (b) motion seeking class certification	TBD

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	The	Court's	existing	discovery	and	Scheduling	Orders	shall	continue	to	govern	to	the
extent	not in	nconsiste	ent with th	his Supplei	ment	al Schedulin	g Order	•					

IT IS SO ORDERED.

Dated:	
	The Honorable Robert E. Payne.
	United States District Judge

## **AGREED BY:**

Dated: May 2, 2013

/s/ Leonard A. Bennett

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Dated: May 2, 2013

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